

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Michael Andrews

Write the full name of each plaintiff.

19 cv 05622 (VEC)
(Include case number if one has been assigned)

-against-

Amended
COMPLAINT

the City of New York, HRA
theresa green, Baheem walter
Bahar Bonisha Morris, Robert
ocean, Deon Cordon

Do you want a jury trial?
☒ Yes ☐ No

Write the full name of each defendant. If you need more space, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed above must be identical to those contained in Section II.

SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC#:
DATE FILED: 1-23-20

RECEIVED
SDNY PRO SE OFFICE
2020 JAN 23 PM 1:25

NOTICE

The public can access electronic court files. For privacy and security reasons, papers filed with the court should therefore *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number. See Federal Rule of Civil Procedure 5.2.

I. BASIS FOR JURISDICTION

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation, and the amount in controversy is more than \$75,000, is a diversity case. In a diversity case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal-court jurisdiction in your case?

- ☐ Federal Question
- ☐ Diversity of Citizenship

A. If you checked Federal Question

Which of your federal constitutional or federal statutory rights have been violated?

Attacking me, making false statements on
documentation Having me illegally incarcerated
for 6 Days

B. If you checked Diversity of Citizenship

1. Citizenship of the parties

Of what State is each party a citizen?

The plaintiff, _____, is a citizen of the State of
(Plaintiff's name)

(State in which the person resides and intends to remain.)

or, if not lawfully admitted for permanent residence in the United States, a citizen or
subject of the foreign state of

If more than one plaintiff is named in the complaint, attach additional pages providing
information for each additional plaintiff.

If the defendant is an individual:

The defendant, theresa green, is a citizen of the State of
(Defendant's name)

or, if not lawfully admitted for permanent residence in the United States, a citizen or subject of the foreign state of _____.

If the defendant is a corporation:

The defendant, City of New York, is incorporated under the laws of
the State of _____

and has its principal place of business in the State of _____

or is incorporated under the laws of (foreign state) _____

and has its principal place of business in _____.

If more than one defendant is named in the complaint, attach additional pages providing information for each additional defendant.

II. PARTIES

A. Plaintiff Information

Provide the following information for each plaintiff named in the complaint. Attach additional pages if needed.

<u>Michael</u>	<u>D</u>	<u>Andrews</u>
First Name	Middle Initial	Last Name
<u>3569 DeKalb Ave 2D</u>		
Street Address		
<u>Wyc</u>	<u>WY</u>	<u>10467</u>
County, City	State	Zip Code
<u>347 642-9751</u>	<u>mike33396031@gmail.com</u>	
Telephone Number	Email Address (if available)	

B. Defendant Information

To the best of your ability, provide addresses where each defendant may be served. If the correct information is not provided, it could delay or prevent service of the complaint on the defendant. Make sure that the defendants listed below are the same as those listed in the caption. Attach additional pages if needed.

Defendant 1:	<div style="border-bottom: 1px solid black; display: inline-block; width: 150px;">RONISHA</div> <div style="border-bottom: 1px solid black; display: inline-block; width: 150px;">MORRIS</div>		
	First Name	Last Name	
	Current Job Title (or other identifying information)		
	Current Work Address (or other address where defendant may be served)		
	County, City	State	Zip Code
Defendant 2:	<div style="border-bottom: 1px solid black; display: inline-block; width: 150px;">Raheem</div> <div style="border-bottom: 1px solid black; display: inline-block; width: 150px;">WALKER</div>		
	First Name	Last Name	
	Current Job Title (or other identifying information)		
	Current Work Address (or other address where defendant may be served)		
	County, City	State	Zip Code
Defendant 3:	<div style="border-bottom: 1px solid black; display: inline-block; width: 150px;">Robert</div> <div style="border-bottom: 1px solid black; display: inline-block; width: 150px;">OCCLEAN</div>		
	First Name	Last Name	
	Current Job Title (or other identifying information)		
	Current Work Address (or other address where defendant may be served)		
	County, City	State	Zip Code

Defendant 4: Melissa Green
First Name Last Name

Current Job Title (or other identifying information)

Current Work Address (or other address where defendant may be served)

County, City State Zip Code

III. STATEMENT OF CLAIM

Place(s) of occurrence: 2322 3rd Avenue New York, 10035

Date(s) of occurrence: September 21, 2017

FACTS:

State here briefly the FACTS that support your case. Describe what happened, how you were harmed, and what each defendant personally did or failed to do that harmed you. Attach additional pages if needed.

Please look over attached (6) Pages
all facts are numbered all individuals
are listed

INJURIES:

If you were injured as a result of these actions, describe your injuries and what medical treatment, if any, you required and received.

I was assaulted with a metal baton
Jumped by 4 individuals punched, hit in the
Back with a metal baton taken to the ER
in handcuffs illegally incarcerated. Emotional
distress. Rikers Island

IV. RELIEF

State briefly what money damages or other relief you want the court to order.

Unspecified damages, Teresa Green to
be charged with a crime for hitting me
with a metal baton after I called 911
and hitting on my back

Page (1)

I was leaving ~~east~~ 2322 3rd Av on September 21, 2017. I got off the elevator I noticed Teresa green screaming on the phone, so I was walking slow then waited into she ^{was} walk out. ~~because she was & I really was trying to avoid her~~ I was a few feet behind her. But as I moved to the left she moved so I ~~waited~~ waited then I was walking out the door ~~but she was~~ ~~blocking my~~ ~~exit~~ I put on my headphones headphones and walking out. So she was still in the door way. I ~~literally~~ stepped on the back of her foot. ^{I didn't know she was there in the door way} She (1) She started to punch me. About 4 or five times I was blocking her hits ~~and~~ telling her I was sorry. (2) then she proceeded to take a metal Baton and hit me. (3) I grabbed it and threw it twice.

then the third time I grabbed the metal Baton it look like she was trying to get something off of her security belt that looked like a gun or a teaser, taser. then a dark skin security guy grabbed her and pulled her inside. I called 911. they told me to run so I did then the 911 operator asked me what was the exact address so they told me to go the front of the building and see what the address was, there was no numbers on the front so I open the other Door ^{not} from the back ~~exit~~ exit. that was literally a ~~back~~ block and a half away But the front Door ③ then ~~there~~ there so green came again and started to swinging the metal Baton I grabbed it ~~again~~ again and threw it.

At this point I had no choice ^{but} to fight her back because she already hit me (3) about 6 times with the metal baton (4) next thing one security guard started to punching me (5) two other guards started punching (6) the Big guy come and started to punch me. ~~There~~ was so two was the height of 5'9 the other guard was maybe my height and the Big guy had to be like 6'7. (7) then Teresa Greer started hitting me again this time in my back. At this time I was all the way out the building and I hear a lady and guy saying oh my god why are all you attacking ^{him} like ~~that~~ so I moved to 31~~st~~ streets waiting for officers to arrive and DHS. Dennis Doby were told all of them the ones that ~~where~~ were hitting me.

If you go on the Street and hit him one more time I'm going to Arrest you guys Because you are attacking him and you guys can't hit him like that. So NYPD came ~~out~~ on the scene. Six cops car that came ~~several~~ several NYPD officers came and went in said to look at the ~~video~~ video and each one told me to stay still and stay calm and wait. (5) then a African American cop male came on the ~~scene~~ ^{Serge} 25-35 said he was a Sergeant ask what I wanted to do he told me to just go home. I said I need to go to the ER. So he said call a Bus for me then looked at about four officers and told him to put handcuffs on me and each one officer said no Because ^{he} I didn't do Anything, and the attacked me. (6) so he had to call officer ~~the~~ Charles to meet us at the hospital Because the officers on ~~the~~ scene ~~don't~~ did not want to put me in ~~handcuffs~~ handcuffs

- (10) for escorted me to the hospital in handcuffs for hours and she damage my hands with the metal Baton having in handcuffs like ~~I~~ was the ~~criminal~~ criminal, Emotional distress for all these things (11) for lying on the documentation because I specifically remember the ~~doctors~~ doctors telling Officer Charles ~~that~~ numerous times that I was attacked I Better not be arrested for being ~~attacked~~ attacked.
- (12) for Issue me a Desk appearance ticket that I wasn't in knowledge of, which caused me to be locked up in 2019 Rikers Island.
- (13) for Emotional distress, Excruciating Back Pain ~~on~~ ~~to~~ my wrist and all other parts that I was hit with metal baton the four officers security FTC guards that was attacking me Teresa Green and any other false witness that caused me to be locked up

Page
(6)

I'm looking to Sue all individuals that physically attacked me and and Security officer or DHS officer that made false statements to cause me to get locked up for 6 Days.

① HRA officer theresa green

② security officer that attacked me
Dont know names But 2 ~~guy~~ guys
was 5'9 one was ~~my~~ my height
and one was about 6'7

Ronisha Morris

Raheen walter

Robert ocean

Deon Cordon


and the NYPD officer that called
officer Charles on the scene.

V. PLAINTIFF'S CERTIFICATION AND WARNINGS

By signing below, I certify to the best of my knowledge, information, and belief that: (1) the complaint is not being presented for an improper purpose (such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation); (2) the claims are supported by existing law or by a nonfrivolous argument to change existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Federal Rule of Civil Procedure 11.

I agree to notify the Clerk's Office in writing of any changes to my mailing address. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Each Plaintiff must sign and date the complaint. Attach additional pages if necessary. If seeking to proceed without prepayment of fees, each plaintiff must also submit an IFP application.

<u>1/23/20</u>		<u></u>
Dated		Plaintiff's Signature
<u>Michael</u>	<u>D</u>	<u>Andrews</u>
First Name	Middle Initial	Last Name
<u>3569 Dekalb Ave</u>		
Street Address		
<u>Wyc</u>	<u>WY</u>	<u>10467</u>
County, City	State	Zip Code
<u>317-68682-9751</u>	<u>Mike33390d3a@gmail.com</u>	
Telephone Number	Email Address (if available)	

I have read the Pro Se (Nonprisoner) Consent to Receive Documents Electronically:

☐ Yes ☐ No

If you do consent to receive documents electronically, submit the completed form with your complaint. If you do not consent, please do not attach the form.

CONSENT TO ELECTRONIC SERVICE

I hereby consent to receive electronic service of notices and documents in my case(s) listed below. I affirm that:

1. I have regular access to my e-mail account and to the internet and will check regularly for Notices of Electronic Filing;
2. I have established a PACER account;
3. I understand that electronic service is service under Rule 5 of the Federal Rules of Civil Procedure and Rule 5.2 of the Local Civil Rules, and that I will no longer receive paper copies of case filings, including motions, decisions, orders, and other documents;
4. I will promptly notify the Court if there is any change in my personal data, such as name, address, or e-mail address, or if I wish to cancel this consent to electronic service;
5. I understand that I must regularly review the docket sheet of my case so that I do not miss a filing; and
6. I understand that this consent applies only to the cases listed below and that if I file additional cases in which I would like to receive electronic service of notices of documents, I must file consent forms for those cases.

Civil case(s) filed in the Southern District of New York:

Note: This consent will apply to all cases that you have filed in this court, so please list all of your pending and terminated cases. For each case, include the case name and docket number (for example, John Doe v. New City, 10-CV-01234).

19 CV 05622

Andrews ~~And~~ Michael

Name (Last, First, MI)

3569 DEKALB Av 30 NY

Address

City

State

10467

Zip Code

347 682-9751


Telephone Number

Mike33390031@gmail.com

E-mail Address

1/23/20

Date



Signature

Return completed form to:

Pro Se Intake Unit (Room 200)

500 Pearl Street

New York, NY 10007